

IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE

Declaration and Power of Attorney

As one of the below named inventors, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled **OPTICAL MIDPOINT POWER CONTROL AND EXTINCTION RATIO CONTROL OF A SEMICONDUCTOR LASER**, the specification of which is attached hereto.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by an amendment, if any, specifically referred to in this oath or declaration.

I acknowledge the duty to disclose all information known to me which is material to patentability as defined in Title 37, Code of Federal Regulations, 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

None

I hereby claim the benefit under Title 35, United States Code, 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, 112, I acknowledge the duty to disclose all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

None

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that

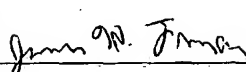
willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

I hereby appoint the following attorney(s) with full power of substitution and revocation, to prosecute said application, to make alterations and amendments therein, to receive the patent, and to transact all business in the Patent and Trademark Office connected therewith:

Richard J. Botos	(Reg. No. 32016)
Gerard A. deBlasi	(Reg. No. 34149)
Anthony Grillo	(Reg. No. 36535)
Mark A. Kurisko	(Reg. No. 38944)
Robert P. Marley	(Reg. No. 32914)
Scott W. McLellan	(Reg. No. 30776)
Geraldine Monteleone	(Reg. No. 40097)
Ferdinand M. Romano	(Reg. No. 32752)
David L. Smith	(Reg. No. 30592)
John P. Veschi	(Reg. No. 39058)

I hereby appoint the attorney(s) on ATTACHMENT A as associate attorney(s) in the aforementioned application, with full power solely to prosecute said application, to make alterations and amendments therein, to receive the patent, and to transact all business in the Patent and Trademark Office connected with the prosecution of said application. No other powers are granted to such associate attorney(s) and such associate attorney(s) are specifically denied any power of substitution or revocation.

Jonathan H. Fischer:

Inventor's
signature  Date July 2, 2003

Residence: 2424 Ninth Avenue Apt 5108, Longmont, CO 80503

Citizenship: U.S.A.

Post Office Address: 2424 Ninth Avenue Apt 5108, Longmont, CO 80503

James P. Howley:

Inventor's
signature  Date 7/2/2003

Residence: 3575 Boulder Circle #102, Broomfield, CO 80020

Citizenship: U.S.A.

Post Office Address: 3575 Boulder Circle #102, Broomfield, CO 80020

ATTACHMENT A

Attorney Name:	Nancy R. Gamburd	Registration No. 38,147
	Jack Shore	Registration No. 17,551
	Marvin N. Benn	Registration No. 26,705
	Stephen J. Cassin	Registration No. 34,098
	Adam Sacharoff	Registration No. 43,075

USPTO Customer No. 34,756

Telephone calls should be made to Nancy R. Gamburd at:

Telephone No. (312) 521-2777

Facsimile No. (312) 521-2877

All written communications are to be addressed to:

Nancy R. Gamburd
Much Shelist Freed Denenberg Ament & Rubenstein, P.C.
191 North Wacker Drive
Suite 1800
Chicago, Illinois 60606-1615